



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

DEC 16 2015

Ref: 8ENF-UFO

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Darrell Nodland
Well Planning and Regulatory Compliance Supervisor
Marathon Oil Company
3172 Hwy 22 North
Dickinson, North Dakota 58601

Re: Underground Injection Control (UIC); Notice of Violation: Unauthorized Injection for the Myrmidon SWD #1 Well (EPA Well & Permit ID# ND22269-10081, API # 33-061-01194) - Reunion Bay Oil Field, Montrail County, North Dakota

Dear Mr. Nodland:

On October 19, 2015, the Environmental Protection Agency learned via email from you to Jason Deardorff of the UIC Permitting Program that the Marathon Oil Company (Marathon Oil) injected into the above referenced well to conduct a step rate test without receiving prior authorization to inject.

Pursuant to Title 40 of the Code of Federal Regulations Section 144.51(m) (40 C.F.R. § 155.51(m)) and Part 2, Section C.1 of the above referenced well permit, a new injection well may not commence injection until the permittee has submitted a notice of completion of construction to the EPA, and the EPA has determined the new injection well is in compliance with the conditions of the permit. Because not all the pre-injection requirements were met and approved prior to the injection, Marathon Oil is in violation of this requirement.

Please be aware that in accordance with Federal Regulations promulgated under the Safe Drinking Water Act, Part 40 C.F.R. §147.1752(a), the Underground Injection Control Program for all classes of injection wells on Indian lands in the State of North Dakota is administered by the EPA. You must comply with the requirements set forth by the EPA.

Failure to comply with the UIC regulations found at 40 C.F.R. Parts 144 through 148, and the UIC permit written in accordance to those regulations, is a violation of the Safe Drinking Water Act, 42 U.S.C. § 300h. Such non-compliance may subject you to formal enforcement by the EPA, as codified at 40 C.F.R. Part 22.

If you have any questions concerning this letter, you may contact Gary Wang at (303) 312-6469. Please direct all correspondence to the attention of Gary Wang at Mail Code 8ENF-UFO.

Sincerely,

Suzanne J. Bohan
Assistant Regional Administrator
Office of Enforcement, Compliance,
and Environmental Justice

cc: Mark Fox, Chairman
Three Affiliated Tribes

Edmund Baker, Environmental Director
Three Affiliated Tribes Environmental Division

Mark Bohrer, UIC Manager
North Dakota Industrial Commission